5294688/2021/VIG-I-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR and RD Department – Allegations of irregularities in execution of road works in Savarakota Mandal, Srikakulam District – Charges framed against Sri KMV Prasad Rao, former Deputy Executive Engineer, PR, V&QC, Srikakulam and retired Executive Engineer (PR) – Not proved in the inquiry conducted by the C.O.I - Representation - Further action dropped - Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 651 **Dated: 09.12.2021**

Read the following:

1. From the DG, GA (V&E) Department, Vigilance Report No. 97 (C.No. 1186/V&E/E/2016), dated: 29.09.2017.
2. G.O.Rt.No.1390, PR&RD (Vig.I) Department, Dt: 21.12.2018.
3. G.O.Rt.No.1397, PR&RD (Vig.I) Department, Dt: 21.12.2018.
4. From ENC, PR, AP, Vijayawada, Letter No. Vig. I (1).4244/18, dated: 30.01.2019.
5. G.O.Rt.No.479, PR&RD (Vig.I) Department, Dt: 05.08.2019.
6. G.O.Rt.No.480, PR&RD (Vig. I) Department, Dt:- 05.08.2019.
7. From Sri J. Sathyanarayana, IPS (Retd.), Commissioner of Inquiries, G.A.(COI) Department and Inquiring Authority, D.O. Letter NO. 134/COI-JS/2019, dt: 12.08.2020.
8. Govt. Memo No. 11786/Vig. I/2017, PR&RD (Vigt. I) Dept., Dt: 02.12.2020.
9. From Sri K.M.V. Prasada Rao, former Dy.EE, V&QC and retired EE, PR, Srikakulam District, representation dt: 31.12.2020.

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ORDER

Based on the recommendations of the Director General, Vigilance & Enforcement Department made in the reference 1st read above, on the allegations of irregularities in execution of road works under MGNREGS in Savarakota Mandal, Srikakulam District, Government in the reference 2nd read above, have initiated common disciplinary proceedings under Rule 24 of APCS (CC&A) Rules, 1991 duly framing following article of charge under Rule 20 of above said rules vide reference 3rd read above against Sri KMV Prasad Rao, former Deputy Executive Engineer, PR, V&QC, Srikakulam, with a direction to submit his written statement of defence.

Charge:

That Sri KMV Prasad Rao, DEE, PR, V&QC, Srikakulam has misused his official position and committed irregularities and misappropriation of MGNREGS funds in execution of road works in Saravakota (M) in as much as he deliberately did not inspect the MGNREGS work on which complaint was lodged, while he inspected the nearby TSP grant.

2. In the reference 4th read above, the Engineer-in-Chief, PR among others, has furnished the written statement of defence of the Charged Officer. After examination of the matter, Government have

(P.T.O.,)

decided to conduct regular inquiry into the matter. Accordingly, in the reference 5th read above, Government have entrusted the case to Commissioner of Inquiries and appointed Sri J. Sathyanarayana, IPS (Retd.), C.O.I, G.A (COI) Department as the Inquiring Authority to inquire into the charge framed against charged officer Sri K.M.V. Prasada Rao, former Dy.EE, V&QC and working as E.E (PR) and also other eight (8) co-charged officers involved in the case.

3. In the reference 7th read above, the Inquiring Authority has furnished inquiry report dt: 12.08.2020 along with his findings on each charged officer. In the findings the Inquiring Authority, among others, has held that the charge framed against the Charged Officer Sri K.M.V. Prasada Rao, former Dy.EE, V&QC is held not proved.

4. Government have examined the findings of the Inquiring Authority and observed that the charged officer Sri K.M.V.Prasada Rao, Dy.EE, PR, Vig. & QC, Srikakulam, being the authority to inspect the said work in question, did not inspect it despite receipt of complaint about it on 27.06.2016. He did not inspect this work while he inspected another work in the vicinity on 12.07.2016. If there were any issues found on this work, he ought to have sought the same from the respective authority and should have brought to the notice of the higher ups to prevent any malpractices based on the complaint he received. This aspect appears to be omitted in the present report of I.A. As such, Government vide reference 8th read above, have communicated the copy of the inquiry report together with the above disagreement factors to the charged officer as per Rule 21 (2) of APCS (CC&) Rules, 1991 for his representation in the matter.

5. In the reference 9th read above, the charged officer Sri K.M.V. Prasada Rao, former Dy.EE, V&QC and retired E.E (PR) has submitted his representation duly stating that, the V&E in their report has mentioned that he had received a complaint. But it is not a complaint and it was an application under RTI Act seeking information under RTI Act and he had replied based on the material available with him. The complainant on 27.06.2016 has made RTI application seeking certain information under RTI Act. In turn, vide his letter dt:30.06.2016, he had addressed the concerned Dy.EE, PR, Narasannapeta to furnish certain information on the above RTI application. However, on 14.07.2016, he had furnished a reply to the petition duly furnishing replies on each of the item to the petitioner, as it was mandatory under RTI Act. On 5.8.2016, the Dy.EE, PR, Narsanappeta furnished reply that the records were under custody of V&E officials from July, 2016. On 8.8.2016, he had reported the matter to EE, Vig. & QC, Visakhapatnam and made reminders and taken timely action. The I.A, after considering the same, gave finding holding that charge not proved against him. He was retired from service on 30.11.2020 and requested to consider his representation and to drop further action against him.

6. Government after careful examination of the matter and taking into consideration of the representation of the charged officer together with the material made available, have decided and accordingly hereby drop further action against Sri K.M.V. Prasada Rao, former Deputy Executive Engineer, V&QC and retired Executive Engineer (PR), Srikakulam District in the matter.

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7. The Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada is requested to take necessary action accordingly in the matter.

BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K.M.V. Prasada Rao, former Deputy Executive Engineer, V&QC and retired Executive Engineer (PR), Srikakulam District
through Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada
The Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada (with a request to the order on individual and furnish served copy to Government immediately).

Copy to:
The Secretary to VC, A.P. Vigilance Commission, Velagapudi.
OSD to Hon'ble Minister for PR&RD.,
PS to Prl. Secy. PR&RD. Department
The PR&RD (Estt.I) Department.
Sf/Sc.

//FORWARDED::BY::ORDER//

SECTION OFFICER